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UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: L. Larson

Art Unit: 3201



In re:

Applicant: Ali BINDERNAGEL, et al

Continuation application of
Parent application

Serial No.: 08/615,025

Filed: November 18, 1996

RECEIVED
OCT 06 1999
OFFICE OF PETITIONS
DEPUTY ASSISTANT COMMISSIONER
FOR PATENTS

**PETITION TO ACCORD CONTINUATION PATENT
APPLICATION A FILING DATE**

September 28, 1999

Hon. Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

Applicant herewith petitions for an order granting the
continuation patent application filed upon application serial no. 615,025 a
filing date.

The pertinent facts are as follows:

* Box: DAC

10/06/1999 SLUANG1 00000007 08615025

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Certificate of Mailing

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deposited with the United States Postal Service
as first class mail in an envelope addressed to:
Assistant Commissioner for Patents,
Washington, D.C. 20231. *

On

9/28/99

On October 31, 1997 applicant caused to be filed a continuation patent application of which a copy is attached.

Further attached hereto is a copy of the canceled check in the sum of \$870.00 representing the filing and extension fees for the subject application. It is noted that the continuation patent application bears a certificate of mailing. The undersigned herewith states that according to his best information and belief the subject continuation application would have been duly filed in the United States Patent and Trademark Office on October 31, 1997.

The applicant has conducted an investigation indicating that the PALM record for application serial no. 08/615,025 indicates that a request for a continuation application was received. However, the field where the serial number should have been entered is blank.

It is believed that the continuation application was clearly received in the PTO but for some reason was not properly processed. Further attached hereto is a copy of the Simultaneous Amendment which was filed together on December 18, 1997 as well as a Supplemental Preliminary Amendment filed thereafter. It appears that all of these documents became lost in the PTO.

The required fee is submitted herewith. If this fee is missing or insufficient, authorization is given to debit the account of the undersigned 19-4675.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'M. Striker', with a long horizontal flourish extending to the right.

Michael J. Striker
Reg. No. 27233
103 East Neck Road
Huntington, NY 11743
(516)549-4700

Prior Application:

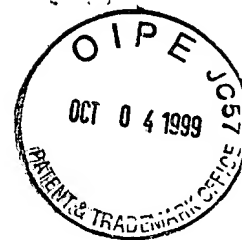
Examiner: LARSON, L.

Art Unit: 3201

Hon. Commissioner of Patents and Trademarks,
Box FWC
Washington, D.C. 20231

Sir:

This is a request for filing a continuation-in-part
 X continuation
 divisional



application under 37 CFR 1.62 of prior application Serial No. 08/615,025 filed on MARCH 13, 1996
entitled ARRANGEMENT FOR INCLINED ROLLING OF TUBE-SHAPED OR BAR SHAPED ROLLING
PRODUCTS by the following named inventor(s):

Full name of first inventor: ALI BINDERNAGEL

Residence & Post Office Address OBERWINKELHAUSEN 7,42929 WERMELSKIRCHEN, GERMANY

Citizenship: German

Full name of second joint inventor: HERRMANN MOELTNER

Residence & Post Office Address: ST. BERNARD STRASSE 41,41516 GREVENBROICH, GERMANY

Citizenship: GERMAN

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

1. Enter the amendment previously filed on _____
under 37 CFR 1.116 but unentered in the prior application.
2. A preliminary amendment is enclosed.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

Basic Fee.....\$395.00
Total Number of Claims
 6 minus 20\$ 0.00
Independent Claims
 1 minus 3\$ 0.00

<p>Certificate of Mailing</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.</p> <p>On <u>10/31/97</u></p> <p><u>[Signature]</u></p>
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Total filing fee.....\$395.00

☒ 3. The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account no. 19-4675.

☒ 4. A check in the amount of \$395.00 is enclosed.

☐ 5. A new oath or declaration is included since this application is a continuation-in-part which discloses and claims additional matter.

☒ 6. Amend the specification by inserting before the first line the sentence:

This application is a ☐ continuation-in-part
☒ continuation
☐ division
of application Serial No. 08/615,025, filed MARCH 13, 1996.

☒ 7. A verified statement claiming small entity status is enclosed (necessary even if a statement was filed in the prior application).

☐ 8. Priority of application Serial No. _____ filed on _____ in _____ is claimed under 35 U.S.C. 119.

☒ 9. The prior application is assigned of record to KOCKS TECHNIK GMBH & CO

☒ 10. The power of attorney in the prior application is to Michael J. Striker, Reg. No. 27233.

☐ 11. Also enclosed:

Address all future communications to:

STRIKER, STRIKER & STENBY
360 Lexington Avenue
New York, New York 10017

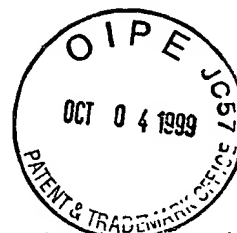
Tel.: 212-687-5068
Fax: 212-687-2869

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

Date

Michael J. Striker

Attorney for Applicants
Reg. No. 27233



INVOICE	AMOUNT

STRIKER, STRIKER & STENBY

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THE BANK OF NEW YORK
NEW YORK, NY 10017

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Eight Hundred and seventy

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NUMBER	DATE	TO THE ORDER OF
	10/31/97	Commissioner of Patents & Trademarks

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DISCOUNT	NET AMOUNT OF CHECK
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[Signature]

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U.S. TREASURY

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Please ACKNOWLEDGE RECEIPT:

BINDERNAGEL, A. ET AL
CONT. RULE 62 of US. PAT APPL.
08/615,025

PET. FOR THREE MONTH EXT. OF TIME

FEE:\$870.00

